

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE

JOAN TURNER,

Plaintiff,

v.

LPN ALLEN, *Nurse*,

Defendant.

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No.: 3:15-CV-266-TAV-CCS

ORDER

In accordance with the accompanying memorandum opinion, the Court **GRANTS** defendant Knox County Sheriff Jimmy Jones's motion for leave to file document under seal [Doc. 12]. The Clerk is **DIRECTED** to file the previously submitted proposed sealed document [Doc. 13] under seal.

Additionally, for the reasons set forth the memorandum opinion, defendant Allen's first and third motions to dismiss [Docs. 16, 19] are **GRANTED**, her second motion to dismiss [Doc. 18] is **DENIED AS MOOT**, and this action is **DISMISSED** pursuant to 28 U.S.C. §§ 1915(e)(2)(B) and 1915(A) for failure to state a claim upon which relief may be granted. Furthermore, the Court **CERTIFIES** that any appeal from this action would not be taken in good faith and would be totally frivolous. *See* Fed. R. App. P. 24. Accordingly, should Plaintiff file a notice of appeal, she is **DENIED** leave to appeal *in forma pauperis*. *See* 28 U.S.C. § 1915(a)(3); Fed. R. App. P. 24. The Clerk is **DIRECTED** to **CLOSE** the civil file.

IT IS SO ORDERED.

s/ Thomas A. Varlan

CHIEF UNITED STATES DISTRICT JUDGE

ENTERED AS A JUDGMENT

s/ Debra C. Poplin

CLERK OF COURT